

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

**VONNIE K. AGNER, and wife JUNE AGNER, )  
*et al.*, )**

**This document pertains to: )**

**VONNIE K. AGNER and wife, JANE AGNER, )  
GUY BYRD and wife, CAROL BYRD, )  
JOHN A. HODGE, )  
WILLIAM H. PARKER, )  
THEOLA ROBINSON, )  
COY SHIVE and wife PATRICIA SHIVE, )  
FRANKLIN D. SLOOP and wife FAYE T. )  
SLOOP, )  
RUFUS SMITH, )**

**C.A. 3:98 CV 220-T**

**Plaintiffs, )**

**vs. )**

**DANIEL INTERNATIONAL CORPORATION, )  
f/k/a Daniel Construction Company, *et al.*, )**

**Defendants. )**

**ORDER OF DISMISSAL WITH PREJUDICE OF  
DANIEL INTERNATIONAL CORPORATION  
f/k/a DANIEL CONSTRUCTION COMPANY;  
FLUOR ENTERPRISES, INC., f/k/a FLUOR DANIEL, INC.;  
STRATEGIC ORGANIZATION SYSTEMS ENVIRONMENTAL ENGINEERING  
DIVISION, INC., f/d/b/a SOS INTERNATIONAL, INC. and  
SOS ENVIRONMENTAL, INC.**

THIS MATTER is before the Court on the joint motion of the captioned Plaintiffs, and Defendants Daniel International Corporation, f/k/a Daniel Construction Company; Fluor Enterprises, Inc., f/k/a Fluor Daniel, Inc.; Strategic Organization Systems Environmental Engineering Division, Inc., f/d/b/a SOS International, Inc. and SOS Environmental, Inc., to dismiss this action with prejudice as to said Defendants.

For good cause appearing,

**IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED** that the joint motion to dismiss is **ALLOWED**, and the claims of Plaintiffs Vonnie K. Agner and wife, Jane Agner; Guy Byrd and wife, Carol Byrd; John A. Hodge; William H. Parker; Theola Robinson; Coy Shive and wife, Patricia Shive; Franklin D. Sloop and wife, Faye T. Sloop; and Rufus Smith, against the Defendants Daniel International Corporation, f/k/a Daniel Construction Company; Fluor Enterprises, Inc., f/k/a Fluor Daniel, Inc.; Strategic Organization Systems Environmental Engineering Division, Inc., f/d/b/a SOS International, Inc. and SOS Environmental, Inc., are hereby **DISMISSED WITH PREJUDICE**.

Signed: July 10, 2007

A handwritten signature in dark ink, appearing to read 'L. H. Thornburg', is written over a horizontal line.

Lacy H. Thornburg  
United States District Judge

